

ROSS, BANKS, MAY, CRON & CAVIN, P.C.

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July 16, 2012

Roger Haseman  
Harris County District Attorney's Office  
1201 Franklin Street, Suite 600  
Houston Texas 77002

Re: Request for copies of documents obtained by a search warrant from the U.S. Oil Facility at 400 N. Richey, Pasadena, Texas

Dear Mr. Haseman:

I have been appointed by the 125<sup>th</sup> Judicial District Court of Harris County Texas to be the Receiver for several entities including U.S. Oil Recovery, L.P., MCC Recycling, L.L.P., U. S. Oil Recovery, L.L.P., Scaltech International LLC and MCC Group, NV. A copy of the Order for my appointment is enclosed with this letter. One of the assets owned by some of those entities is contaminated property located at 400 and 200 N. Richey, Pasadena, Texas (the "USOR Site"). My responsibility is, among other things, to assist Plaintiffs, who are certain "Potentially Responsible Parties" for waste sent to the USOR Site in the conduct of environmental remediation to be performed at the site.

I understand that your office issued a search warrant on February \_\_\_, 2010 against the 400 N. Richey Site, which was executed by Mr. William Warden of the Harris County Constable's Office. Pursuant to that search warrant your office obtained approximately eight (8) boxes of documents belonging to U.S. Oil Recovery L.P. or related entities. I would like for you to provide me, as the new Site owner, with either electronic or hard copies of those records to help me assist the Plaintiffs in the identification of other "Potentially Responsible Parties" who may have sent waste to the Site. We will, of course, be happy to pay your cost of copying such records. Please let me know if you have any questions.

Very truly yours,

ROSS, BANKS, MAY, CRON & CAVIN, P.C.



Eva S. Engelhart  
ESE/cv

Enclosure

CAUSE NO. 2009-32636-B

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APPENDIX

Safety-Kleen Systems, Inc., Oxid, L.P.,  
Southwest Shipyard, L.P., Enterprise  
Products Operating, LLC, Enterprise  
Transportation Company, Vopak  
Terminal Galena Park, Groendyke  
Transport, Inc., T.T. Barge Cleaning,  
Inc.

Plaintiffs,

v.

U.S. OIL RECOVERY, L.P., KLAUS  
GENSSLER, MCC RECYCLING,  
L.L.P., U.S. OIL RECOVERY, L.L.P.,  
SCALTECH INTERNATIONAL LLC  
AND MCC GROUP, N.V.

Defendants.

IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

125<sup>TH</sup> JUDICIAL DISTRICT COURT

**FILED**

Chris Daniel  
District Clerk

MAY 22 2012

Time: \_\_\_\_\_  
By: \_\_\_\_\_  
Harris County, Texas  
Deputy

**Order Appointing Successor Receiver**

On the \_\_\_\_ day of \_\_\_\_\_ came on to be considered Intervenor's' (now plaintiffs') Motion to Substitute Receiver. The Court having considered the motion finds it should be granted. It is accordingly:

ORDERED that:

Rick Townsend was relieved of his duties as Receiver effective as of March 19, 2012. The Receivership Order is hereby reinstated in this severed case and ~~Miles D. Harper III~~ <sup>Eva Engelhart</sup> is hereby appointed as the successor Receiver. Other terms of the Receivership Order remain in place except that: (1) the receivership will no longer be over Klaus Genssler, individually, or Genssler Environmental Holdings, L.L.C., which is in bankruptcy, and (2) Intervenor's will be responsible for the successor Receiver's fees and expenses going forward to the extent those fees and expenses cannot be paid by using assets of the Receivership estate and plaintiff's bond shall be released and Intervenor's shall post a bond equal to the bond presently posed by Harris County and the State of Texas in the amount of \$100.

RECORDER'S MEMORANDUM  
This instrument is of poor quality  
At the time of Imaging

The purpose of the Receivership is to assist the plaintiffs in connection with the cost effective remediation of the sites in accord with plaintiffs' obligations under the currently existing AOC or subsequent orders of the EPA.

Signed this 22 day of May, 2012.

  
Judge Presiding

Unofficial Copy Office of Chris Daniel District Clerk